

Panaji, 29th March, 1990 (Chaitra 8, 1912)

SERIES I No. 52

OFFICIAL GAZETTE



GOVERNMENT OF GOA

GOVERNMENT OF GOA

Home (General) Department

Notification

11/37/88-HD(G),

Read: Government Notification of even number dated 27-5-1989 published in Official Gazette No. 8 Series I dated 25-5-1989.

Rule 3 of the Goa Freedom Fighters' Welfare Rules 1988 shall be amended as follows. —

- (1) After the 1st sentence in Rule 3 the following shall be added:

"However in case of mothers of Martyrs who receive Samman Pension, Government may sanction monthly pension @ Rs. 300/- p.m.

- (2) The following proviso shall be added to Rule 3: —

"Provided that the freedom fighters drawing State Pension from other States shall not be entitled for pension under these Rules."

By order and in the name of the Governor of Goa.

A. T. Kamat, Under Secretary (Home).

Panaji, 13th March, 1990.

Public Health Department

ORDER

6/92/87-I/PHD (Vol. II)

Sanction is accorded for establishment of an Ophthalmic Cell and creation of the posts as under in the Directorate of Health Services with immediate effect.

The Cell shall consist of the following staff:

Designation	No.	Scale of pay
1. Jr. Ophthalmic Surgeon	1 (one)	Rs. 2200-75-2800-EB-100-4000.
2. Staff Nurse	1 (one)	Rs. 1400-40-1600-50-2200-EB-60-2600.

Designation	No.	Scale of pay
3. Statistical Assistant	1 (one)	Rs. 1400-40-1800-EB-50-2300.
4. Lower Division Clerk	1 (one)	Rs. 950-20-1150-EB-25-1500.
5. Peon	1 (one)	Rs. 750-8-790-EB-10-940.
6. Driver	1 (one)	Rs. 950-20-1150-EB-25-1400.

2. The expenditure on the Ophthalmic Cell shall be debited to the Budget Head 2210 — Medical and Public Health, 06 — Public Health, 101 — Prevention & Control of Diseases, 13 — National Trachoma and Blindness Control Programme (Plan) (A), 01 — Salaries, 05 — Travel Expenses.

3. The existing Mobile Eye Clinic stands abolished with immediate effect and its staff consisting of a Staff Nurse, L. D. C., Peon and a Driver are adjusted against such posts in the Ophthalmic Cell.

As regards Medical Officer, Dr. Jairam Porob who was incharge of the Mobile Eye Clinic and is now rendered surplus consequent to abolishing of the Mobile Eye Clinic, separate order for his adjustment on the appropriate assignment in the Directorate of Health Services shall be issued separately.

4. This issues with the concurrence of the Finance Department vide their U. O. No. 1012/Fin (Exp) dated 5-3-1990.

By order and in the name of the Governor of Goa.

L. J. Menezes Pais, Under Secretary (Health).

Panaji, 6th March, 1990.

Law (Legal and Legislative Affairs) Department

Notification

10-6-90/LA

The Constitution (Sixty-Third Amendment) Act, 1989 which was passed by Parliament and assented to by the President of India on 6-1-1990 and published in the Gazette of India, Extraordinary, Part II,

Section 1, dated 6-1-1990, is hereby published for the general information of the public.

P. V. Kadnekar, Under Secretary (Drafting)

Panaji, 19th February, 1990.

The Constitution (Sixty-Third Amendment) Act, 1989

AN
ACT

further to amend the Constitution of India.

Be it enacted by Parliament in the Fortieth Year of the Republic of India as follows:—

1. *Short title and commencement.* — (1) This Act may be called the Constitution (Sixty-third Amendment) Act, 1989.

(2) It shall come into force with immediate effect.

2. *Amendment of article 356.* — In article 356 of the Constitution, in clause (5), the proviso shall be omitted.

3. *Omission of article 359A.* — Article 359A of the Constitution shall be omitted.

Notification

7-19-89/LA

The Goa School Education (Amendment) Act, 1989 (Goa Act No. 1 of 1990) which has been passed by the Legislative Assembly of Goa on 8-8-1989 and assented to by the Governor of Goa on 7-3-1990 is hereby published for the general information of the public.

P. V. Kadnekar, Under Secretary (Drafting).

Panaji, 12th March, 1990.

The Goa School Education (Amendment) Act, 1989

[Goa Act I of 1989] [7-3-1990]

AN
ACT

further to amend the Goa, Daman and Diu School Education Act, 1984.

Be it enacted by the Legislative Assembly of Goa in the Fortieth Year of the Republic of India as follows:—

1. *Short title and commencement.* — (1) This Act may be called the Goa School Education (Amendment) Act, 1989.

(2) It shall come into force at once.

2. *Amendment of section 4.* — In the Goa, Daman and Diu School Education Act, 1984 (Act 15 of 1985)

(hereinafter referred to as the "principal Act"), for sub-section (2) of section 4, the following sub-section shall be substituted, namely:—

"(2) The Government may establish and maintain any school in the State or may permit any Society or Trust or local authority to establish and maintain any school in the State, subject to compliance with the provisions of this Act and the rules made thereunder."

3. *Amendment of section 11.* — In section 11 of the principal Act, —

(i) For sub-section (2), the following sub-sections shall be substituted, namely:—

"(2) Subject to any rules that may be made in this behalf, no employee of an aided school shall be dismissed, removed, reduced in rank, compulsorily retired or his service otherwise terminated, except with the prior approval of the Director.

(2a) Where the managing committee of an unaided minority school is satisfied that immediate action against an employee of unaided minority school is necessary by reason of the gross misconduct within the meaning of the Code of Conduct prescribed under section 12, of the employee, it may dismiss, remove, reduce in rank, compulsorily retire or otherwise terminate his service and shall intimate the action taken by it to the Director within fifteen days from the date of the action so taken."

(ii) For sub-section (4), the following sub-sections shall be substituted, namely:—

"(4) Where the intention to suspend or the immediate suspension of, an employee is communicated to the Director, he may, if he is satisfied after hearing both the parties that there are adequate and reasonable grounds for such suspension, accord his approval to such suspension.

(4a) Where an employee is suspended in violation of sub-sections (3) and (4), or the rules made thereunder, the Director may direct for revocation of the order of suspension."

(iii) sub-sections (5) and (6) shall be omitted.

4. *Amendment of section 14.* — Section 14 of the principal Act shall be omitted.

5. *Amendment of section 22.* — In section 22 of the principal Act, for clause (e) of sub-section (1), the following clause shall be substituted, namely:—

"(e) dismissing, removing from service any employee or reducing him in rank or retiring him compulsorily or otherwise terminating his services under sub-sections (2), (2a), (4) and (4a) as the case may be, of section 11,".

6. *Amendment of section 23.* — In sub-section (1) of section 23 of the principal Act, the proviso shall be omitted.

7. *Amendment of section 24.* — In section 24 of the principal Act, for sub-section (3), the following sub-section shall be substituted, namely:—

"(3) The Minister for Education shall be the Chairman of the Advisory Board and the Members referred to in clauses (b), (c), (d), (f), (h), (i) and (j) of sub-section (2) shall be nominated by the Government."

Secretariat Annexe,
Panaji,
Dated: 13-3-1990.

B. S. SUBBANNA,
Secretary to the Government of Goa,
Law Department (Legal Affairs)

Notification

7-20-89/LA

The Indian Forest (Goa Second Amendment) Act, 1989 (Goa Act No. 2 of 1990) which has been passed by the Legislative Assembly of Goa on 10-8-1989 and assented to by the President of India on 5-3-1990 is hereby published for the general information of the public.

P. V. Kadnekar, Under Secretary (Drafting).

Panaji, 16th March, 1990.

The Indian Forest (Goa Second Amendment) Act, 1989
(Goa Act No. 2 of 1990 [5-3-1990])

AN
ACT

further to amend the Indian Forest Act, 1927.

Be it enacted by the Legislative Assembly of Goa in the Fortieth Year of the Republic of India as follows:—

1. *Short title and commencement.*—(1) This Act may be called the Indian Forest (Goa Second Amendment) Act, 1989.

(2) It shall come into force at once.

2. *Amendment of section 51.*—In section 51 of the Indian Forest Act, 1927 (Central Act 16 of 1927) (hereinafter referred to as the "principal Act"), in sub-section (1), clause (e) shall be omitted.

3. *Amendment of section 60.*—In section 60 of the principal Act, for the word "forfeiture", the words "confiscation or forfeiture" shall be substituted.

4. *Amendment of section 62.*—In section 62 of the principal Act, in sub-section (1), after the words "seizes any property" and before the words "liable to forfeiture", the words "on pretence of seizing property" shall be inserted.

5. *Amendment of section 68.*—In sub-section (1) of section 68 of the principal Act,—

(i) in clause (a), the words "under this Act" shall be omitted;

(ii) for clause (b), the following clause shall be substituted, namely:—

"(b) When any property has been seized as liable to confiscation subject to the provision of section 61 G, to release the same on payment of the value thereof as estimated by such officer."

Secretariat Annexe,
Panaji,
Dated: 16-3-1990.

B. S. SUBBANNA,
Secretary to the Government of Goa,
Law Department (Legal Affairs).

Notification

10-6-90/LA,

The Appropriation (No. 6) Act, 1989 (Central Act 1 of 1990) which was passed by Parliament and assented to by the President of India on 3-1-1990 and published in the Gazette of India, Extraordinary, Part II, Section 1, dated 4-1-1990, is hereby published for the general information of the public.

P. V. Kadnekar, Under Secretary, (Drafting).

Panaji, 19th February, 1990.

The Appropriation (No. 6) Act, 1989

AN
ACT

to authorise payment and appropriation of certain further sums from and out of the Consolidated Fund of India for the services of the financial year 1989-90.

Be it enacted by Parliament in the Fortieth Year of the Republic of India as follows:—

1. *Short title.*—This Act may be called the Appropriation (No. 6) Act, 1989.

2. *Issue of Rs. 1730, 36,00,000 out of the Consolidated Fund of India for the year 1989-90.*—From and out of the Consolidated Fund of India there may be paid and applied sums not exceeding those specified in column 3 of the Schedule amounting in the aggregate to the sum of one thousand seven hundred and thirty crores and thirty-six lakh rupees towards defraying the several charges which will come in course of payment during the financial year 1989-90, in respect of the services specified in column 2 of the Schedule.

3. *Appropriation.*—The sums authorised to be paid and applied from and out of the Consolidated Fund of India by this Act shall be appropriated for the services and purposes expressed in the Schedule in relation to the said year.

THE SCHEDULE
(See sections 2 and 3)

No. of Vote	Services and purposes		Sums not exceeding		
			Voted by Parliament	Charged on the Consolidated Fund	Total
1	2		3		
			Rs.	Rs.	Rs.
5	Department of Fertilizers	Revenue	400,00,00,000	..	400,00,00,000
8	Department of Commerce	Revenue	200,00,00,000	..	200,00,00,000
12	Telecommunication Services	Capital	1,00,000	..	1,00,000
15	Defence Services — Army	Revenue	384,75,00,000	25,00,000	385,00,00,000
16	Defence Services — Navy	Revenue	15,00,00,000	..	15,00,00,000
17	Defence Services — Air Force	Revenue	50,00,00,000	..	50,00,00,000
18	Defence Ordnance Factories	Revenue	50,00,00,000	..	50,00,00,000
30	Transfers to State Governments	Capital	..	600,00,00,000	600,00,00,000
41	Department of Health	Revenue	..	3,00,000	3,00,000
78	Ministry of Water Resources	Revenue	30,10,00,000	..	30,10,00,000
80	Atomic Energy	Revenue	..	2,00,000	2,00,000
		Capital	..	20,00,000	20,00,000
Total			1129,86,00,000	600,50,00,000	1730,36,00,000

Government Press

Notice

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